

SPECIAL SESSION

JOURNAL OF THE SENATE

Wednesday, January 11, 1967

The Senate was called to order by the President at 10:00 A. M. The following Senators were recorded present:

| | | | |
|---------------|-------------|----------------|-------------|
| Mr. President | Deeb | Hollahan | Slade |
| Askew | de la Parte | Horne | Spencer |
| Bafalis | Edwards | Johnson (19th) | Spottswood |
| Barron | Elrod | Johnson (37th) | Stolzenburg |
| Barrow | Fincher | Knopke | Thomas |
| Boyd (15th) | Fisher | McCarty | Weissenborn |
| Boyd (28th) | Friday | Mathews | Whitaker |
| Broxson | Gong | Ott | Wilson |
| Chiles | Greene | Poston | Young |
| Covington | Griffin | Ryan | |
| Davis (5th) | Gunter | Sayler | |
| Davis (27th) | Haverfield | Shevin | |

45. A quorum present.

Excused: Senators Teague and Gibson until 11:00 A. M.
Senator Gregory.

Prayer by Senator John R. Broxson of the First Senatorial District:

Dear Heavenly Father, we come before thee as men, neither perfect or proud of our mistakes of the past. But we ask that you judge us not for where we've been or for where we stand at the moment, but rather by the direction we honestly seek to move in life toward thee. Bless us, not because we deserve it, but because we need it. Help us with the tasks we put aside to be here today. And bless wives and daughters and sons who will also feel the demands of this office. Amen.

The reading of the Journal was dispensed with.

The Journal of January 10 was corrected and approved.

The President announced the appointment of the following Select Legal Advisory Committee on Apportionment: Senator Mathews, Chairman; Senators McCarty and Barron.

INTRODUCTION

On motion of Senator Friday, SCR 4-X(67) was admitted for introduction and consideration by the required two-thirds vote of the Senate.

By Senators Friday and Whitaker—

SCR 4-X(67)—A concurrent resolution providing that the Senate and the House of Representatives convene in joint session in the chamber of the House of Representatives at 2:00 P. M., January 13, 1967.

WHEREAS, throughout the United States of America the problems pertaining to government of the people of this nation at the local level have, due to the population explosion and the attendant need for greater sophistication in that local government, increased substantially beyond any reasonable anticipation, and

WHEREAS, experience has shown that such problems, if not resolved at that source nearest the people, will be resolved by someone somewhere further removed, and

WHEREAS, the nearly unbelievable explosion of population in Florida during the immediately preceding decade has now demonstrated to us the need for the deepest and most searching inquiry into these matters of local government which vitally concern the citizenry of the state, and

WHEREAS, the Honorable Bernard F. Hillenbrand, Executive Director, National Association of Counties; Dr. Robert F. Steadman of the Committee on Economic Development; Honorable William G. Colman, Executive Director of the Advisory Commission on Intergovernmental Relations; and Honorable James Martin, Assistant Director for Federal Affairs, National Association of Counties, are men of vast experience and cur-

rent knowledge in these fields, who have scheduled their time to appear before a Joint Session of the Florida Legislature to give of their experience and information for the benefit of Florida, particularly in the phase of pending constitutional revision, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the Senate and the House of Representatives convene in joint session in the chamber of the House of Representatives at 2:00 P.M. on January 13, 1967, for the purpose of receiving the message of the aforementioned eminent authorities on the subject aforesaid.

Was read the first time in full. On motion of Senator Friday, the rules were waived by two-thirds vote and SCR 4-X(67) was read the second time in full and adopted. The vote was:

Yeas—43

| | | | |
|---------------|-------------|----------------|-------------|
| Mr. President | Deeb | Haverfield | Sayler |
| Askew | de la Parte | Hollahan | Shevin |
| Bafalis | Edwards | Horne | Slade |
| Barron | Elrod | Johnson (19th) | Spencer |
| Barrow | Fincher | Johnson (37th) | Spottswood |
| Boyd (15th) | Fisher | Knopke | Stolzenburg |
| Boyd (28th) | Friday | McCarty | Thomas |
| Broxson | Gong | Mathews | Whitaker |
| Chiles | Greene | Ott | Wilson |
| Davis (5th) | Griffin | Poston | Young |
| Davis (27th) | Gunter | Ryan | |

Nays—2

Covington Weissenborn

On motion of Senator Friday, the rules were waived by two-thirds vote and the Concurrent Resolution was certified to the House immediately.

MESSAGE FROM THE GOVERNOR

The following Proclamation was read:

PROCLAMATION

State of Florida
Executive Department
Tallahassee

TO THE HONORABLE MEMBERS OF THE FLORIDA SENATE AND THE HOUSE OF REPRESENTATIVES:

WHEREAS, in my call for a Special Session of the Florida Legislature dated the 3rd day of January, 1967, to consider constitutional revision and the fixing of the early date for a special election to permit the people of this State to vote upon a proposed revised Constitution it was my intention to permit the people of this State to have an opportunity to adopt a modern Constitution, and

WHEREAS, the Supreme Court of the United States, in an opinion dated the 9th day of January, 1967, has reversed the decision of the United States District Court approving the present apportionment formula of the Florida Legislature, and

WHEREAS, the responsibility for the apportionment of the Florida Legislature is delegated to that body by the Florida Constitution and it is my desire to preserve to the elected representatives of the people of Florida this decision making power, if at all possible;

NOW, THEREFORE, I, Claude R. Kirk, Jr., as Governor of Florida, by virtue of the power and authority vested in me by Article IV, Section 8, of the Constitution of the State of Florida, do hereby extend my call of the 3rd day of January,

A. D., 1967, in calling the Florida Legislature into special session to include apportionment of the Florida Legislature.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 10th day of January A. D., 1967 at 5:55 p.m.

CLAUDE R. KIRK, JR.
GOVERNOR

ATTEST:
TOM ADAMS
SECRETARY OF STATE

COMMITTEE OF THE WHOLE

On motion of Senator Whitaker, by a two-thirds vote the Senate resolved itself into a Committee of the Whole for the purpose of explanation and discussion of SJR 1-X(67), same being the proposed revision of the constitution of Florida.

On motion of Senator Whitaker, the rules were waived and Senator Pope was unanimously designated to serve as Chairman of the Committee of the Whole.

The Chairman presiding.

The roll was called and the following Senators were recorded present:

| | | | |
|--------------|-------------|----------------|-------------|
| Mr. Chairman | Deeb | Haverfield | Shevin |
| Askew | de la Parte | Hollahan | Slade |
| Bafalis | Edwards | Horne | Spencer |
| Barron | Elrod | Johnson (19th) | Spottswood |
| Barrow | Fincher | Johnson (37th) | Stolzenburg |
| Boyd (15th) | Fisher | Knopke | Teague |
| Boyd (28th) | Friday | McCarty | Thomas |
| Broxson | Gibson | Mathews | Weissenborn |
| Chiles | Gong | Ott | Whitaker |
| Covington | Greene | Poston | Wilson |
| Davis (5th) | Griffin | Ryan | Young |
| Davis (27th) | Gunter | Sayler | |

47. A quorum present.

On motion of Senator Askew, the Committee of the Whole recessed at 12:26 P. M. until 2:30 P. M.

The Chairman presiding.

The roll was called and the following Senators were recorded present:

| | | | |
|--------------|-------------|----------------|-------------|
| Mr. Chairman | Deeb | Haverfield | Shevin |
| Askew | de la Parte | Hollahan | Slade |
| Bafalis | Edwards | Horne | Spencer |
| Barron | Elrod | Johnson (19th) | Spottswood |
| Barrow | Fincher | Johnson (37th) | Stolzenburg |
| Boyd (15th) | Fisher | Knopke | Teague |
| Boyd (28th) | Friday | McCarty | Thomas |
| Broxson | Gibson | Mathews | Weissenborn |
| Chiles | Gong | Ott | Whitaker |
| Covington | Greene | Poston | Wilson |
| Davis (5th) | Griffin | Ryan | Young |
| Davis (27th) | Gunter | Sayler | |

47. A quorum present.

Senator Whitaker moved that the Committee of the Whole rise. Which was agreed to.

The Senate resumed its session at 4:25 P. M. with the President in the Chair.

The roll was called and the following Senators were recorded present:

| | | | |
|---------------|-------------|----------------|-------------|
| Mr. President | Deeb | Haverfield | Shevin |
| Askew | de la Parte | Hollahan | Slade |
| Bafalis | Edwards | Horne | Spencer |
| Barron | Elrod | Johnson (19th) | Spottswood |
| Barrow | Fincher | Johnson (37th) | Stolzenburg |
| Boyd (15th) | Fisher | Knopke | Teague |
| Boyd (28th) | Friday | McCarty | Thomas |
| Broxson | Gibson | Mathews | Weissenborn |
| Chiles | Gong | Ott | Whitaker |
| Covington | Greene | Poston | Wilson |
| Davis (5th) | Griffin | Ryan | Young |
| Davis (27th) | Gunter | Sayler | |

47. A quorum present.

The President announced the following additional appointments to the Committee on Apportionment, Resolutions and Memorials: Senators Barron, Haverfield, Horne, Whitaker and Spottswood.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 4:34 P. M. until 11:00 A. M., January 12, 1967.